

NOTICE OF PUBLIC HEARING

PUBLIC HEARING NUMBER 2004-004

February 11, 2004

NOTICE IS HEREBY GIVEN, the Tennessee Department of Environment and Conservation, Division of Water Pollution Control will hold a public hearing, pursuant to Rule 1200-4-1-.05 at:

Thursday, March 25, 2004

6:00 P.M.

Fall Creek Falls State Resort Park

Fall Creek Conference Room #3

Rt. 3, Pikeville, TN.

(423) 881- 3297

The hearing will be held at Fall Creek Falls State Resort Park, Fall Creek Conference Room #3.

Public comments will be received concerning the proposed issuance of a §401 Water Quality Certification (**Application No. 02-022**) to:

Waste Industries, Inc. to construct a 142-acre footprint Regional Subtitle D Solid Waste facility on a 472-acre tract of land. The proposed landfill site is approximately 6 miles south of Spencer, immediately east of State Route 111 and south of State Route 284. The proposed project will require impacts to 5.9 acres of jurisdictional wetland and 4,184 linear feet of unnamed tributaries to Samples Fork Branch.

Compensatory mitigation is proposed on-site with the enhancement of 14,575 linear feet of stream channel, creation of 17.67 acres of wetland, creation of 4.40 acres of open water habitat and preserve 269 acres of primarily forested areas. The preservation area includes 28.46 acres of existing wetland, 18,415 linear feet of stream and the proposed 22.07 acres of wetland and open water habitat creation. The compensatory stream mitigation plan will involve work in the Dry Fork Creek and Samples Fork Branch watersheds. The compensatory stream and wetland mitigation will be monitored and annual reports submitted to the Division. Performance criteria and survival rates will be guaranteed for five years.

The hearing officer may limit the length of oral presentations in order to allow all parties the opportunity to speak, and will require that all testimony be relevant to water quality issues. Written testimony will be accepted at the hearing and will be considered part of the hearing record. Interested persons may obtain additional information, or inspect and copy related documents at the Division of Water Pollution; Natural Resources Section; 7th Floor, L and C Annex; 401 Church Street; Nashville, TN 37243-1534 and at the Cookeville Environmental Assistance Center, 1221 South Willow Avenue, Cookeville, TN., 38506.